

| | | |
|---|--|---|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 05116/HG |
| INTERNATIONAL APPLICATION NO. PCT/JP2003/011004 | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/525986 |
| INTERNATIONAL FILING DATE 29 AUGUST 2003 | | PRIORITY DATE CLAIMED 29 AUGUST 2002 |
| TITLE OF INVENTION THERAPEUTIC AGENT FOR GLAUCOMA COMPRISING Rho KINASE INHIBITOR AND PROSTAGLANDIN | | |
| APPLICANT(S) FOR DO/EO/US Tadashi NAKAJIMA; Takeshi MATSUGI; and Hideaki HARA | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. | | |
| 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. | | |
| 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. | | |
| 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). | | |
| 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). | | |
| 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). | | |
| 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. | | |
| 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). | | |
| 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). | | |
| 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | |
| Items 11 to 20 below concern document(s) or information included: | | |
| 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. | | |
| 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. | | |
| 13. <input checked="" type="checkbox"/> A preliminary amendment. which removes multiple dependent claims | | |
| 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. | | |
| 15. <input type="checkbox"/> A substitute specification. | | |
| 16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter. | | |
| 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. | | |
| 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). | | |
| 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). | | |
| 20. <input type="checkbox"/> Other items or information: | | |

Copy of:

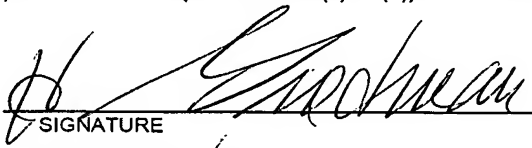
- (i) NOTIFICATION PCT/IB/304
- (ii) NOTICE PCT/IB/308
- (iii) WO 2004/019951 A1 (title page only), the publication of PCT/JP2003/011004
- (iv) INT. PREL. EXAM. REPORT PCT/PEA/409
- (v) REQUEST FOR PUBLICATION OF ASSIGNMENT INFO
- (v) 2 sheets drawings (for the Examiner's convenience)

Express Mail Label No. EV 620 174 069 US

Date of Deposit: February 25, 2005

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above with sufficient postage, and is addressed to the Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450

Lori Valdes
 Lori Valdes

| | | | | | |
|--|--------------|---|---|--------------------------------------|----------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/525986 | | INTERNATIONAL APPLICATION NO. PCT/JP2003/011004 | | ATTORNEY'S DOCKET NUMBER 05116/HG | |
| 21. The following fees are submitted: | | | | | |
| <input checked="" type="checkbox"/> a) Basic national fee..... | | | | \$ | 300.00 |
| <input checked="" type="checkbox"/> b) Examination fee..... | | | | \$ | 200.00 |
| <input checked="" type="checkbox"/> c) Search fee..... | | | | \$ | 500.00 |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ | 1000.00 |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| - 100 = | /50 = | | x \$250.00 | \$ | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | |
| Total claims | 16 - 20 = | 0 | x \$50.00 | \$ | .00 |
| Independent claims | 4 - 3 = | 1 | x \$200.00 | \$ | 200.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$360.00 | \$ | .00 |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ | 1.200.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$ | .00 |
| SUBTOTAL = | | | | \$ | 1.200.00 |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ | .00 |
| TOTAL NATIONAL FEE = | | | | \$ | 1.200.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. | | | | \$ | 40.00 |
| TOTAL FEES ENCLOSED = | | | | \$ | 1.240.00 |
| | | | | Amount to be refunded: | \$.00 |
| | | | | Amount to be charged: | \$.00 |
| a. <input type="checkbox"/> A check in the amount of \$ <u>1.240.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit t Account No. <u>06-1378</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: | | | | | |
| CUSTOMER NO. 01933 Herbert Goodman Frishauf, Holtz, Goodman & Chick P.C. 767 Third Avenue 25 th Floor New York NY 10017-2023 | | | SIGNATURE  Herbert Goodman NAME <u>17,081</u> REGISTRATION NUMBER | | |

10/ 525986

DT06 Rec'd PCT/PTO 25 FEB 2005

PTO/SB/122 (10-00)

Please type a plus sign (+) inside this box → [+]

Approved for use through 10/31/2002. OMB 0651-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| | | |
|--|------------------------|------------------------|
| CHANGE OF CORRESPONDENCE ADDRESS <i>Application</i> Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | Application Number | |
| | Filing Date | Concomitantly herewith |
| | First Named Inventor | T. NAKAJIMA et al |
| | Group Art Unit | |
| | Examiner Name | |
| | Attorney Docket Number | 05116/HG |

Please change the Correspondence Address for the above-identified application to:

[X] Customer Number [01933]

OR

| | | | | | |
|--------------------------------|--|-------|--|-----|--|
| [] Firm or Individual Name | | | | | |
| Address | | | | | |
| Address | | | | | |
| City | | State | | ZIP | |
| Country | | | | | |
| Telephone | | | | Fax | |

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the:

- [] Applicant/Inventor.
- [] Assignee of record of the entire interest.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- [X] Attorney or Agent of record.
- [] Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____.

Typed or Printed

Name

Herbert Goodman, Reg. No. 17,081

Signature

Date

February 25, 2005

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.

[X] Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10, 525986
DTOS Rec'd PCT/PTO 25 FEB 2005

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Appl. No. : (U.S. National Phase Appln.
based on PCT/JP2003/011004)
Applicant : Tadashi NAKAJIMA et al
Filed : Concomitantly herewith
For : THERAPEUTIC AGENT FOR
GLAUCOMA COMPRISING Rho
KINASE INHIBITOR AND
PROSTAGLANDIN
Docket No. : 05116/HG
Customer No.: 01933

Express Mail Mailing Label
No.: EV 620 174 069 US
Date of Deposit: February 25, 2005

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Lori Valdes

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

**REQUEST FOR PUBLICATION OF
ASSIGNMENT INFORMATION**

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

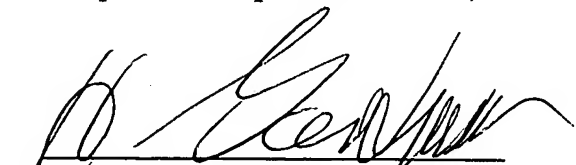
S I R :

It is requested that the following assignment information be published as part of the 18 month publication of the present application:

SANTEN PHARMACEUTICAL CO., LTD.
9-19, Shimoshinjo 3-chome, Higashiyodogawa-ku,
Osaka-shi, Osaka 533-8651 Japan

Frishauf, Holtz, Goodman
& Chick, P.C.
767 Third Ave., 25th floor
New York, NY 10017-2023
Telephone: (212) 319-4900
Facsimile: (212) 319-5101
HG/lpv

Respectfully submitted,


HERBERT GOODMAN
Reg. No. 17,081